

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

Deborah S. Hunt
Clerk

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Filed: May 29, 2019

Ms. Sarah J. Starrett
U.S. Department of Labor
Office of the Solicitor
200 Constitution Avenue, N.W.
Washington, DC 20210

Mr. Jeffrey Scott Theuer
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124 W. Allegan Street
Suite 700
Lansing, MI 48933

Re: Case No. 18-1763, *SOL v. Timberline South LLC, et al*
Originating Case No. : 1:16-cv-11552

Dear Counsel,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/C. Anthony Milton
Case Manager
Direct Dial No. 513-564-7026

cc: Mr. David J. Weaver

Enclosure

Case No. 18-1763

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

ORDER

SECRETARY OF LABOR

Plaintiff - Appellee

v.

TIMBERLINE SOUTH LLC, a Michigan limited liability company; JIM PAYNE, an individual

Defendants - Appellants

BEFORE: SUTTON, Circuit Judge; WHITE, Circuit Judge; DONALD, Circuit Judge;

Upon consideration of the petition for rehearing filed by the appellants,

It is **ORDERED** that the petition for rehearing be, and it hereby is, granted for the limited purpose of replacing and amending the Court's opinion filed April 05, 2019.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk



Issued: May 29, 2019